

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Applicant:</b> Zoltan Kiss	<b>Examiner:</b> To Be Assigned
<b>Serial No.:</b> To Be Assigned	<b>Group Art Unit:</b> To Be Assigned
<b>Filed:</b> Herewith	
<b>For:</b> METHODS AND COMPOSITIONS FOR THE TREATMENT OF HUMAN AND ANIMAL CANCERS	<b>Docket No.</b> 54938-236531

**COMBINED DECLARATION AND  
POWER OF ATTORNEY IN ORIGINAL APPLICATION**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHODS AND COMPOSITIONS FOR THE TREATMENT OF HUMAN AND ANIMAL CANCERS, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Prior Foreign Application(s)**

<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>	<u>Priority Claimed</u>
<u>None</u>	<u>          </u>	<u>                                </u>	Yes <u>    </u> No <u>    </u>
<u>          </u>	<u>          </u>	<u>                                </u>	Yes <u>    </u> No <u>    </u>

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to

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disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:


Appln. Ser. No.	Filing Date	Status: patented, pending, abandoned
_____	<u>March 29, 2001</u>	<u>Pending (Attorney Docket No. 54938-226916)</u>
_____	_____	_____

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Felicia J. Boyd, Reg. No. 32,683; Paul W. Busse, Reg. No. 32,403; Lynn C. Cameron, Reg. No. 44,581; John M. Haurykiewicz, Reg. No. 29,311; Walter C. Linder, Reg. No. 31,707; Karl G. Schwappach, Reg. No. 35,786; William K. Weimer, Reg. No. 38,655; Gary S. Weinstein, Reg. No. 42,217; and Peter J. Georges, Reg. No. 25,867 (counsel's Washington, D. C. associate)..

Address all correspondence to Paul W. Busse, FAEGRE & BENSON LLP, 2200 Wells Fargo Center, 90 South Seventh Street, Minneapolis, MN 55402-3901, telephone 612/766-7046.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole inventor: Zoltan Kiss

Inventor's signature:  5.23.2001  
Date

Residence: 404 20<sup>TH</sup> Street SW; Austin MN 55912

P.O. Address: same as above

Citizenship: HUNGARY

M2:20377713.01  
(F&B 12/6/99)

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**SMALL BUSINESS CONCERN**  
**SMALL ENTITY STATUS STATEMENT**

I am the owner or an official of the small business concern identified below, and am empowered to act on behalf of the concern.

I hereby declare that the small business concern qualifies as a small business concern as defined in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law to the invention described in the application attached hereto have been conveyed to and remain with the small business concern. If the rights held by the small business concern are not exclusive, each individual, concern or organization having rights in the invention are listed below, and qualifies as an independent inventor under 37 CFR 1.9(c), if that person had made the invention, or qualifies as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

- ☒ No such person, concern or organization exists.
- ☐ Each such person, concern or organization is listed below. (NOTE: A separate small entity statement is required from each listed person, concern or organization.)

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I acknowledge the duty under 37 CFR 1.28(b) to file, in this application, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Small Business Concern: CanCure Laboratories, LLC

Address of Small Business Concern: 404 20<sup>th</sup> Street SW  
Austin, MN 55912

Name of Person Signing: Zoltan Kiss

Title of Person Signing: President

Signature: 

5.23.2001  
Date

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